

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION**

---

In re: )  
BENEFYTT TECHNOLOGIES, INC., *et al.*,<sup>1</sup> ) Chapter 11  
Debtors. ) Case No. 23-90566 (CML)  
 ) (Joint Administration Requested)  
 )

---

**DEBTORS' WITNESS AND EXHIBIT LIST  
FOR HEARING SCHEDULED FOR MAY 23, 2023**

---

The above-captioned debtors and debtors in possession (collectively, the “Debtors”) file their Witness and Exhibit List for the hearing to be held on **May 23, 2023 at 2:00 p.m. (prevailing Central Time)** (the “Hearing”) as follows:

**WITNESSES**

The Debtors may call the following witnesses at the Hearing:

1. Michael DeVries, Chief Financial Officer of Benefytt Technologies, Inc.;
2. Roy Gallagher, Senior Managing Director of Ankura Consulting, LLC;
3. Richard W. Morgner, Managing Director and Joint Global Head of Debt Advisory & Restructuring at Jefferies LLC;
4. Sheryl Betance, Senior Managing Director of Stretto, Inc.;
5. Any witness listed or called by any other party;
6. Rebuttal witnesses as necessary; and

---

<sup>1</sup> The Debtors in these chapter 11 cases, along with the last four digits of each Debtor's federal tax identification number, are: Benefytt Technologies, Inc. (2634); American Service Insurance Agency LLC (9115); Benefytt Reinsurance Solutions, LLC (4601); BimSym-HPIH, LLC (4626); Dawn Acquisition Company, LLC (0909); Daylight Beta Intermediate Corp. (7248); Daylight Beta Intermediate II Corp. (8842); Daylight Beta Parent Corp. (6788); Health Insurance Innovations Holdings, Inc. (1994); Health Plan Intermediaries Holdings, LLC (0972); Healthinsurance.com, LLC (9525); HealthPocket, Inc. (3710); Insurance Center for Excellence, LLC (4618); RxHelpline, LLC (9940); Sunrise Health Plans, LLC (3872); TogetherHealth Insurance, LLC (9503); TogetherHealth PAP, LLC (8439); and Total Insurance Brokers, LLC (7975). The location of the Debtors' service address is: 3450 Buschwood Park Drive, Suite 200, Tampa, Florida 33618.

7. The Debtors reserve the right to cross-examine any witness called by any other party.

**EXHIBITS**

EXHIBIT	DESCRIPTION	MARK	OFFER	OBJECT	ADMIT	W/D	DISPOSITION AFTER HEARING
1	Declaration of Michael DeVries, Chief Financial Officer of Benefytt Technologies, Inc., in Support of Chapter 11 Petitions and First Day Motions [Docket No. 5]						
2	Declaration of Roy Gallagher, Senior Managing Director of Ankura Consulting, LLC, in Support of (I) the Debtors' First Day Motions and (II) the Debtors' <u>Emergency</u> Motion for Entry of an Interim and Final Orders (A) Authorizing the Debtors to Use Postpetition Financing, (B) Granting Adequate Protection to Prepetition Secured Parties, (C) Scheduling a Final Hearing, (D) Modifying the Automatic Stay, and (E) Granting Related Relief [Docket No. 6]						
3	Declaration of Richard W. Morgner in Support of the Debtors' <u>Emergency</u> Motion for Entry of Interim and Final Orders (I) Authorizing the Debtors to (A) Obtain Postpetition Financing and (B) Utilize Cash Collateral, (II) Granting Liens and Superpriority Administrative Expense Claims, (III) Granting Adequate Protection to the Prepetition Secured Parties, (IV) Modifying the Automatic Stay, and (V) Granting Related Relief [Docket No. 2]						

EXHIBIT	DESCRIPTION	MARK	OFFER	OBJECT	ADMIT	W/D	DISPOSITION AFTER HEARING
4	Declaration of Sheryl Betance in Support of Debtors' <u>Emergency Ex Parte</u> Application for Entry of an Order Authorizing the Employment and Retention of Stretto, Inc., as Claims, Noticing, and Solicitation Agent [Docket No. 22]						
5	Stretto Engagement Letter [Docket No. 22, Exhibit A]						
6	Restructuring Support Agreement [Docket No. 8, Exhibit B]						
7	DIP Credit Agreement [Docket No. 8, Exhibit A]						
8	13 Week Cash Flow Forecast [Docket No. 8-1, Exhibit B]						
9	Banking Schematic [Docket No. 10, Exhibit B]						
	Any document or pleading filed in the above-captioned main cases						
	Any exhibit necessary for impeachment and/or rebuttal purposes						
	Any exhibit identified or offered by any other party						

**RESERVATION OF RIGHTS**

The Debtors reserve the right to call or to introduce one or more, or none, of the witnesses and exhibits listed above, and further reserve the right to supplement this list prior to the Hearing.

Houston, Texas  
Dated: May 23, 2023

*/s/ Matthew D. Cavanaugh*

---

**JACKSON WALKER LLP**

Matthew D. Cavanaugh (TX Bar No. 24062656)  
Jennifer F. Wertz (TX Bar No. 24072822)  
J. Machir Stull (TX Bar No. 24070697)  
Victoria N. Argeroplos (TX Bar No. 24105799)  
1401 McKinney Street, Suite 1900  
Houston, TX 77010  
Telephone: (713) 752-4200  
Facsimile: (713) 752-4221  
Email: mcavanaugh@jw.com  
jwertz@jw.com  
mstull@jw.com  
vargeroplos@jw.com

**KIRKLAND & ELLIS LLP**

**KIRKLAND & ELLIS INTERNATIONAL LLP**  
Patrick J. Nash, P.C. (*pro hac vice* pending)  
John R. Luze (*pro hac vice* pending)  
Jeffrey T. Michalik (*pro hac vice* pending)  
Yusuf Salloum (*pro hac vice* pending)  
300 North LaSalle Street  
Chicago, Illinois 60654  
Telephone: (312) 862-2000  
Facsimile: (312) 862-2200  
Email: patrick.nash@kirkland.com  
john.luze@kirkland.com  
jeff.michalik@kirkland.com  
yusuf.salloum@kirkland.com

*Proposed Co-Counsel to the Debtors  
and Debtors in Possession*

*Proposed Co-Counsel to the Debtors  
and Debtors in Possession*

**Certificate of Service**

I certify that, on May 23, 2023, I caused a copy of the foregoing document to be served by the Electronic Case Filing System for the United States Bankruptcy Court for the Southern District of Texas.

*/s/ Matthew D. Cavenaugh*  
Matthew D. Cavenaugh